

COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

Docket No. 8-1032-166

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **GRANULES BASED ON STARCH AND LACTOSE**, the specification of which

(check) is attached hereto.

was filed on _____ as Application Serial No. 09/not yet assigned
 and was amended on _____ (if applicable).

was filed as PCT international application Number _____ on _____
 and was amended under PCT Article 19 on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information known to me to be material to patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application (s) designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent or inventor's certificate or of any PCT international application (s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application on which priority is now claimed:

Prior Foreign Application(s)/PCT Applications (if PCT, indicate PCT)			Priority Claimed
<u>EP 00402159.8</u>	<u>Europe</u>	<u>27 July 2000</u>	<input checked="" type="checkbox"/> X
(Number)	(Country)	(Day/Month/Year Filed)	<input type="checkbox"/> Yes <input type="checkbox"/> No

(Number) _____ (Country) _____ (Day/Month/Year Filed) _____ Yes No

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S./PCT Applications (if PCT, indicate PCT)

 _____ (Application Serial No.) _____ (Country) _____ (Filing Date) _____ (Status--patented, pending, abandoned)

I hereby appoint the following attorney(s) and/or agents(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: H. Robert Henderson, Reg. No. 18,486; Michael O. Sturm, Reg. No. 26,078; John E. Cepican, Reg. No. 26,851; Richard L. Fix, Reg. No. 28,297; William H. Wright, Reg. No. 26,424; and Thomas J. Oppold, Reg. No. 42,054.

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Des Moines, Iowa 50309-4076

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Oliver LUHN

Inventor's signature _____

Date _____

Residence 83512 WASSERBURG ALLEMAGNE

Citizenship German

Post Office Address Megglestr. 6-12

83512 WASSERBURG ALLEMAGNE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Oliver LUHN Group Art Unit:

Serial No.: (Not yet assigned) Examiner:
claiming priority of EP Patent Application
No. EP 00402159.8, filed July 27, 2000)

Filed: (on even date herewith)

For: **GRANULES BASED ON STARCH AND LACTOSE**

CLAIM OF PRIORITY UNDER 35 U.S.C. 119

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

A formal claim for the benefit of priority of the filing date of July 27, 2000 of prior EP Patent Application No. EP 00402159.8, referred to in the Declaration and Power of Attorney document as required by 37 C.F.R. 1.63, is hereby requested for the above-identified application.

A certified copy of the priority document is not being submitted herewith.

Acknowledgment of this Claim of Priority and the receipt of the certified copy of the priority document by the Examiner and/or the Office in the next official communication mailed from the U.S. Patent and Trademark Office, is respectfully requested.

Respectfully submitted,

Oliver LUHN

7/12/01

By:

Date



Thomas J. Oppold
Reg. No. 42,054

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